

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Makoto MIYAMOTO et al.

Group Art Unit: 1756

Application No.: 10/656,337

Examiner: M. ANGEBRANDT

Filed: September 8, 2003

Docket No.: 117051

For: INFORMATION-RECORDING MEDIUM

TERMINAL DISCLAIMER--COPENDING APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, Hitachi Maxell, Ltd., represents that it is the owner of a 100% interest in the above-captioned patent application by virtue of an Assignment filed January 7, 2004 and recorded at Reel 014237, Frame 0500. The undersigned also certifies that he is empowered to execute this Terminal Disclaimer on behalf of the assignee.

Your Petitioner hereby disclaims the terminal part of the statutory term of any patent granted on the above-captioned application, which would extend beyond the expiration of the full statutory term as presently shortened by any Terminal Disclaimer, of any U.S. Patent to issue on copending U.S. Patent Application Nos. 11/028,586 and 11/097,232 and hereby agrees that any patent so granted on the above-captioned application shall be enforceable only for and during such period that the legal title to said U.S. Patent shall be the same as the legal title to any patent issuing from the above-captioned application, this agreement to run with any patent granted on the above-captioned application and to be binding upon the grantee, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-captioned application prior to the expiration of the full statutory term as presently shortened by any Terminal Disclaimer of said U.S. Patent in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term as presently shortened by any Terminal Disclaimer.

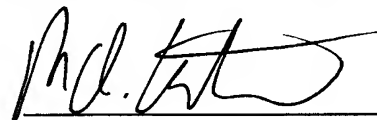
The fees associated with this filing under 35 U.S.C. §41(a)(5) are being paid electronically with this filing. The Commissioner is hereby authorized to charge any additional fee (or credit any overpayment) associated with this communication to Deposit Account No. 15-0461.

DATE: 08/02/2006

SIGNED:

TYPED NAME:

TITLE OR REGISTRATION NO.
OF ATTORNEY OF RECORD:



Mario A. Costantino

33,565